



PATENT
Attorney Docket No.: DERM1120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Nicholas R. Benson
Application No.: 10/816,457
Filed: March 31, 2004
Title: TAPE STRIPPING METHODS FOR ANALYSIS OF SKIN DISEASE AND
PATHOLOGICAL SKIN STATE

Art Unit: 1636
Examiner: Not Yet Assigned
Conf. No.: 1043

Mail Stop MISSING PARTS


Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF INCOMPLETE REPLY

Sir:

In response to the Notice of Incomplete Reply mailed November 15, 2004, enclosed are:

1. One (1) copy of the Notice of Incomplete Reply mailed November 15, 2004 (3 pages);
2. Transmittal Letter under 37 C.F.R. §1.52(e)(3) including two CD-R compact disks labeled "Copy 1" and "Copy 2" (2 pages + disks);
3. Petition for Three (3) Month Extension of Time (2 pages);
4. Check No. 571284 in the amount of \$460.00; and
5. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, December 14, 2004 , in an envelope addressed to: Mail Stop MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Cara Grifone (Name of Person Mailing Paper)	
 (Signature)	12/14/04 (Date)

In re Application of:
Nicholas R. Benson
Application No.: 10/816,457
Filed: March 31, 2004
Page 2

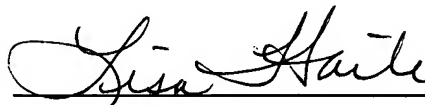
PATENT
Attorney Docket No.: DERM1120

Applicants claim **SMALL ENTITY** status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

Enclosed is Check No. 571284 in the total amount of \$460.00; which consists of a Three (3) Month extension of time fee (minus a One Month Extension of Time fee previously submitted). The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: December 14, 2004



Lisa A. Haile, J.D., Ph.D.
Registration No. 38,347
Telephone: (858) 677-1456
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San Diego, California 92121-2133



PATENT
ATTY. DOCKET NO.: DERM1120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Nicholas R. Benson Art Unit: 1636
Application No.: 10/816,457 Examiner Not Yet Assigned
Filed: March 31, 2004
Title: TAPE STRIPPING METHODS FOR ANALYSIS OF SKIN
DISEASE AND PATHOLOGICAL SKIN STATE

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER UNDER 37 C.F.R. § 1.52(e)

Sir:

In response to the Notice of Incomplete Reply, submitted herewith, and incorporated by reference in the above-referenced patent application, are two CD-R compact disks labeled "Copy 1" and "Copy 2." As required by 37 CFR § 1.52(e)(3), Applicants herein provide the following information for each disk:

Disk labeled "Copy 1"

Machine format: IBM-PC

Operating System Compatibility: MS-Windows

Files:

File Name: DERM1120 TABLES.txt

File Size: 943 KB

Date Created: 12/08/2004

File Type: Microsoft Text Document

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on December 14, 2004, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Cara Grifone

Cara Grifone

12/14/04

In re Application of
Nicholas R. Benson
Application No.: 10/816,457
Filed: March 31, 2004
Page 2

PATENT
ATTY. DOCKET NO.: DERM1120

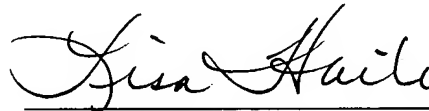
Disk labeled "Copy 2"

Machine format: IBM-PC
Operating System Compatibility: MS-Windows
Files:
File Name: DERM1120 TABLES.txt
File Size: 943 KB
Date Created: 12/08/2004
File Type: Microsoft Text Document

I hereby state, as required by 37 C.F.R. § 1.52(e)(4), that the file entitled "DERM1120 TABLES.txt" on the compact disk labeled "Copy 1" and the compact disk labeled "Copy 2" are identical. In addition, I hereby state that the file "DERM1120 TABLES.txt" is identical to Table VII of the above-referenced patent application.

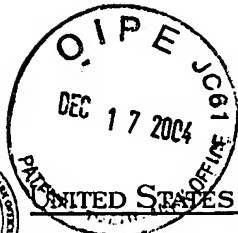
Respectfully submitted,

Date: December 14, 2004



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/816,457	03/31/2004	Nicholas R. Benson	DERM1120

CONFIRMATION NO. 1043

FORMALITIES LETTER



OC000000014370408

28213

GRAY CARY WARE & FREIDENRICH LLP
4365 EXECUTIVE DRIVE
SUITE 1100
SAN DIEGO, CA 92121-2133

Date Mailed: 11/15/2004

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 10/12/2004 to the Notice to File Missing Parts (Notice) mailed 07/14/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The compact disc(s) submitted fail to comply with 37 CFR 1.52(e) in that they contain non-ASCII files. A new duplicate set of compact discs with only ASCII files is required. Any replacement compact disc submitted should be accompanied by a certification as required by 37 CFR 1.52(e) that each disc of a duplicate set is identical to the other disc of the set. If a directory of the disc could be printed, it is attached and non-ASCII files are marked on the directory listing.

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- This application is objected to because it contains a data file on compact disc, which is not identified in the paper portion of the specification with a listing of all of the files contained on the disc. When portions of an application are contained on a compact disc, the paper portion of the specification must identify the compact disc(s) and list the files including name, file size, and creation date on each of the compact discs (see 37 CFR 1.52(e)). Applicant(s) are required to amend the specification to identify each disc and the files contained on the disc including the file name, file size, and file creation date.*

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Y.G.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE